UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF MISSISSIPPI
NORTHERN DIVISION

NATIONWIDE GENERAL INSURANCE COMPANY **PLAINTIFF**

V. **CIVIL ACTION NO. 3:12-CV-875-CWR-FKB**

MACK L. JOHNSON &
CHARLES ROBINSON **DEFENDANTS**

ORDER DENYING MOTION FOR PAYMENT OF ATTORNEY'S LIEN

Before the Court is the Motion for Payment of Attorney's Lien, which was filed on May 21, 2014, by the law firm that represented Defendant Charles Robinson in this matter, the Cochran Firm. The Cochran Firm requests an order directing the Clerk of Court "to pay to the Cochran Firm a total of $16,883.22 from funds held in its registry on behalf of Charles Robinson as payment for attorney's fees, expenses and to satisfy the lien from the Mississippi Division of Medicaid" in the amount of $8,333.33. Docket No. 13, at 1-2; *see also* Docket No. 12 (Notice of Attorney's Lien on Judgment). However, after a settlement conference was held and prior to the Cochran Firm's Notice of Attorney's Lien on Judgment and Motion for Payment of Attorney's Lien, the Court entered an Agreed Judgment. The Agreed Judgment was signed by Defendant Mack Johnson, Johnson's counsel, Robinson, and Robinson's counsel, Winston J. Thompson, III, of the Cochran Firm, and stated that *Robinson* would receive $25,000 of the money that had been deposited in the registry of the Court by Complaint for Interpleader. *See* Docket No. 11, at 1-2.

In accordance with the Agreed Judgment, the Court entered text-only orders on August 27 and 28, 2013, which directed the Clerk to disburse from the Court's registry $25,000 plus applicable interest to Robinson. The Clerk disbursed the funds as ordered by the Court, and accordingly, the Court no longer holds funds in its registry on behalf of Robinson.

The Cochran Firm's motion presents a valid lien of the Mississippi Division of Medicaid which must be paid from the proceeds of the settlement. However, the relief requested—that the Court direct the Clerk to disburse funds from its registry—is unattainable because the monies have already been disbursed in accordance with the Agreed Judgment. Consequently, the Motion for Payment of Attorney's Lien is hereby DENIED.

SO ORDERED, this the 29th day of July, 2014.

s/ Carlton W. Reeves
UNITED STATES DISTRICT JUDGE